

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
KESTON CHARLES,

Plaintiff,

-against-

JONATHAN RIVERA and KEVIN FRANCO

,

Defendants.  
-----X

**DEFENDANTS'  
PROPOSED SPECIAL  
INTERROGATORIES**

14 CV 259 (PKC)

Defendants Jonathan Rivera and Kevin Franco, by their attorney ZACHARY W. CARTER, Corporation Counsel of the City of New York, pursuant to Rule 49 of the Federal Rules of Civil Procedure, hereby submit the following Proposed Special Interrogatories:

1. Did Sergeant Rivera reasonably believe, even if mistaken, that plaintiff turned towards him with a gun in his hand immediately before the first volley of shots?

Yes\_\_\_\_\_ No\_\_\_\_\_

2. Did Sergeant Rivera reasonably believe, even if mistaken, that plaintiff turned towards him with a gun in his hand immediately before the second volley of shots?

Yes\_\_\_\_\_ No\_\_\_\_\_

3. Did Sergeant Rivera reasonably believe, even if mistaken, that plaintiff turned towards him with a gun in his hand immediately before the third volley of shots?

Yes\_\_\_\_\_ No\_\_\_\_\_

3. Did Sergeant Rivera shoot plaintiff after he dropped the gun and surrendered?

Yes\_\_\_\_\_

No\_\_\_\_\_

Dated: New York, New York  
June 11, 2017

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New York  
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By: /s/

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Elissa B. Jacobs  
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